

AMENDED IN ASSEMBLY MAY 2, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1222**

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**Introduced by Assembly Member Laird**

February 23, 2007

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An act to amend ~~Section 17553~~ Sections 17518.5, 17551, 17553, 17564, 17581, and 17581.5 of, to add Section 17521.5 to, to add Article 1.5 (commencing with Section 17572) to Chapter 4 of Part 7 of Division 4 of Title 2 of, and to repeal Section 17572 of, of the Government Code, relating to state mandates.

LEGISLATIVE COUNSEL'S DIGEST

AB 1222, as amended, Laird. State ~~mandates~~: *mandates: legislatively determined mandate.*

Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, including school districts, the state is required to provide a subvention of funds to reimburse the local government, with specified exceptions. Existing law establishes a procedure for local governmental agencies to file claims for reimbursement of these costs with the Commission on State Mandates. These procedures require that a claim for reimbursement include, among other things, a written narrative that identifies the specific sections of statutes or executive orders alleged to contain a mandate.

This bill would require that a test claim also identify the effective date and register number of regulations alleged to contain a mandate.

*The procedures established by existing law also require the commission to hear and decide upon each claim for reimbursement and then determine the amount to be subvened for reimbursement and adopt*

*parameters and guidelines for payment of claims. It requires the commission to consult with the Department of Finance, among other state officials, when adopting parameters and guidelines for reimbursement.*

*This bill would provide that, notwithstanding these provisions, the department and local governments may jointly request that the Legislature determine if a particular statute or executive order imposes a mandate for which reimbursement is required by the California Constitution. It would require that a joint request submitted to the Legislature identify the statute or executive order, a reasonable reimbursement methodology, a list of eligible claimants, an estimate of statewide costs for the initial claiming period, an annual dollar amount necessary for reimbursement, and documentation of significant support among affected local governments for the methodology. It would provide that, if the Legislature determines that the statute or executive order imposes a mandate for which reimbursement is required, it shall declare by statute that the requirements of the statute or executive order are a legislatively determined mandate, specify the period of reimbursement and methodology for reimbursing affected local governments, and appropriate funds sufficient for reimbursement in the Budget Act. It would authorize the Legislature to amend this methodology periodically, upon the recommendation of the department, a local government, or other interested party, and to repeal, modify, or suspend a legislatively determined mandate.*

*The bill also would provide that, by accepting payment of costs mandated by the state for a legislatively determined mandate, a local government agrees that this payment constitutes full reimbursement of its costs for that mandate for the applicable period of reimbursement, that the reasonable reimbursement methodology is appropriate for reimbursement payments on that mandate for the next 4 fiscal years, and that the local government shall withdraw any test claim pending before the commission regarding this mandate and will not file a new test claim on this mandate, unless the state does not appropriate adequate funds for reimbursement or fails to make the specified reimbursement payment but does not repeal or suspend the mandate.*

*The bill would also would specify procedures for the commission in connection with a test claim based on the same statute or executive order as a legislatively determined mandate and make other conforming changes.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 17518.5 of the Government Code is*  
2     *amended to read:*

3     17518.5. (a) “Reasonable reimbursement methodology” means  
4     a formula for reimbursing local agency and school district costs  
5     mandated by the state that meets *one of* the following conditions:

6         (1) The total amount to be reimbursed statewide is equivalent  
7         to total estimated local agency and school district costs to  
8         implement the mandate in a cost-efficient manner.

9         (2) For 50 percent or more of eligible local agency and school  
10        district claimants, the amount reimbursed is estimated to fully  
11        offset their projected costs to implement the mandate in a  
12        cost-efficient manner.

13        (3) *It is based on cost information from a representative sample*  
14        *of eligible claimants, information provided by associations of*  
15        *affected local governments, or other projections of local costs.*

16        (b) Whenever possible, a reasonable reimbursement  
17        methodology shall be based on general allocation formulas,  
18        uniform cost allowances, and other approximations of local costs  
19        mandated by the state, rather than detailed documentation of actual  
20        local costs. In cases when local agencies and school districts are  
21        projected to incur costs to implement a mandate over a period of  
22        more than one fiscal year, the determination of a reasonable  
23        reimbursement methodology may consider local costs and state  
24        reimbursements over a period of greater than one fiscal year, but  
25        not exceeding 10 years.

26        (c) A reasonable reimbursement methodology may be developed  
27        by any of the following:

28            (1) The Department of Finance.

29            (2) The Controller.

30            (3) An affected state agency.

31            (4) A claimant.

32            (5) An interested party.

33     *SEC. 2. Section 17521.5 is added to the Government Code, to*  
34     *read:*

1     17521.5. *“Legislatively determined mandate” means the*  
2 *provisions of a statute or executive order that the Legislature,*  
3 *pursuant to Article 1.5, has declared by statute to be a mandate*  
4 *for which reimbursement is required by Section 6 of Article XIII B*  
5 *of the California Constitution.*

6     SEC. 3. *Section 17551 of the Government Code is amended to*  
7 *read:*

8     17551. (a) The commission, pursuant to the provisions of this  
9 chapter, shall hear and decide upon a claim by a local agency or  
10 school district that the local agency or school district is entitled to  
11 be reimbursed by the state for costs mandated by the state as  
12 required by Section 6 of Article XIII B of the California  
13 Constitution.

14     (b) Commission review of claims may be had pursuant to  
15 subdivision (a) only if the test claim is filed within the time limits  
16 specified in this section.

17     (c) Local agency and school district test claims shall be filed  
18 not later than 12 months following the effective date of a statute  
19 or executive order, or within 12 months of incurring increased  
20 costs as a result of a statute or executive order, whichever is later.  
21 *This statute of limitations shall be tolled from the date a joint*  
22 *request for a legislatively determined mandate is submitted to the*  
23 *Legislature pursuant to Section 17573, to the date that either the*  
24 *joint request is enacted in the Budget Act for the year or the date*  
25 *on which the Budget Act is enacted if it fails to include the joint*  
26 *request. Each of these dates shall be the date on which the*  
27 *commission receives notice from the Department of Finance*  
28 *pursuant to Section 17573.*

29     (d) The commission, pursuant to the provisions of this chapter,  
30 shall hear and decide upon a claim by a local agency or school  
31 district filed on or after January 1, 1985, that the Controller has  
32 incorrectly reduced payments to the local agency or school district  
33 pursuant to paragraph (2) of subdivision (d) of Section 17561.

34     ~~SECTION 4.~~

35     SEC. 4. *Section 17553 of the Government Code is amended*  
36 *to read:*

37     17553. (a) The commission shall adopt procedures for  
38 receiving claims pursuant to this article and for providing a hearing  
39 on those claims. The procedures shall do all of the following:

1 (1) Provide for presentation of evidence by the claimant, the  
2 Department of Finance, and any other affected department or  
3 agency, and any other interested person.

4 (2) Ensure that a statewide cost estimate is adopted within 12  
5 months after receipt of a test claim, when a determination is made  
6 by the commission that a mandate exists. This deadline may be  
7 extended for up to six months upon the request of either the  
8 claimant or the commission.

9 (3) Permit the hearing of a claim to be postponed at the request  
10 of the claimant, without prejudice, until the next scheduled hearing.

11 (b) All test claims shall be filed on a form prescribed by the  
12 commission and shall contain at least the following elements and  
13 documents:

14 (1) A written narrative that identifies the specific sections of  
15 statutes or executive orders and the effective date and register  
16 number of regulations alleged to contain a mandate and shall  
17 include all of the following:

18 (A) A detailed description of the new activities and costs that  
19 arise from the mandate.

20 (B) A detailed description of existing activities and costs that  
21 are modified by the mandate.

22 (C) The actual increased costs incurred by the claimant during  
23 the fiscal year for which the claim was filed to implement the  
24 alleged mandate.

25 (D) The actual or estimated annual costs that will be incurred  
26 by the claimant to implement the alleged mandate during the fiscal  
27 year immediately following the fiscal year for which the claim  
28 was filed.

29 (E) A statewide cost estimate of increased costs that all local  
30 agencies or school districts will incur to implement the alleged  
31 mandate during the fiscal year immediately following the fiscal  
32 year for which the claim was filed.

33 (F) Identification of all of the following:

34 (i) Dedicated state funds appropriated for this program.

35 (ii) Dedicated federal funds appropriated for this program.

36 (iii) Other nonlocal agency funds dedicated for this program.

37 (iv) The local agency's general purpose funds for this program.

38 (v) Fee authority to offset the costs of this program.

39 (G) Identification of prior mandate determinations made by the  
40 California Victim Compensation and Government Claims Board

1 or the Commission on State Mandates that may be related to the  
2 alleged mandate.

3 (2) The written narrative shall be supported with declarations  
4 under penalty of perjury, based on the declarant's personal  
5 knowledge, information, or belief, and signed by persons who are  
6 authorized and competent to do so, as follows:

7 (A) Declarations of actual or estimated increased costs that will  
8 be incurred by the claimant to implement the alleged mandate.

9 (B) Declarations identifying all local, state, or federal funds, or  
10 fee authority that may be used to offset the increased costs that  
11 will be incurred by the claimant to implement the alleged mandate,  
12 including direct and indirect costs.

13 (C) Declarations describing new activities performed to  
14 implement specified provisions of the new statute or executive  
15 order alleged to impose a reimbursable state-mandated program.  
16 Specific references shall be made to chapters, articles, sections,  
17 or page numbers alleged to impose a reimbursable state-mandated  
18 program.

19 (3) (A) The written narrative shall be supported with copies of  
20 all of the following:

21 (i) The test claim statute that includes the bill number or  
22 executive order, alleged to impose or impact a mandate.

23 (ii) Relevant portions of state constitutional provisions, federal  
24 statutes, and executive orders that may impact the alleged mandate.

25 (iii) Administrative decisions and court decisions cited in the  
26 narrative.

27 (B) State mandate determinations made by the California Victim  
28 Compensation and Government Claims Board and the Commission  
29 on State Mandates and published court decisions on state mandate  
30 determinations made by the Commission on State Mandates are  
31 exempt from this requirement.

32 (4) A test claim shall be signed at the end of the document,  
33 under penalty of perjury by the claimant or its authorized  
34 representative, with the declaration that the test claim is true and  
35 complete to the best of the declarant's personal knowledge,  
36 information, or belief. The date of signing, the declarant's title,  
37 address, telephone number, facsimile machine telephone number,  
38 and electronic mail address shall be included.

39 (c) If a completed test claim is not received by the commission  
40 within 30 calendar days from the date that an incomplete test claim

was returned by the commission, the original test claim filing date may be disallowed, and a new test claim may be accepted on the same statute or executive order.

(d) In addition, the commission shall determine whether an incorrect reduction claim is complete within 10 days after the date that the incorrect reduction claim is filed. If the commission determines that an incorrect reduction claim is not complete, the commission shall notify the local agency and school district that filed the claim stating the reasons that the claim is not complete. The local agency or school district shall have 30 days to complete the claim. The commission shall serve a copy of the complete incorrect reduction claim on the Controller. The Controller shall have no more than 90 days after the date the claim is delivered or mailed to file any rebuttal to an incorrect reduction claim. The failure of the Controller to file a rebuttal to an incorrect reduction claim shall not serve to delay the consideration of the claim by the commission.

*SEC. 5. Section 17564 of the Government Code is amended to read:*

17564. (a) No claim shall be made pursuant to Sections 17551 ~~and~~, 17561, ~~or~~ 17573, nor shall any payment be made on claims submitted pursuant to Sections 17551 ~~and~~ *or* 17561, ~~or pursuant to a legislative determination under Section 17573, unless these claims exceed one thousand dollars (\$1,000), provided that. However, a county superintendent of schools or county may submit a combined claim on behalf of school districts, direct service districts, or special districts within their county if the combined claim exceeds one thousand dollars (\$1,000) even if the individual school district's, direct service district's, or special district's claims do not each exceed one thousand dollars (\$1,000). The county superintendent of schools or the county shall determine if the submission of the combined claim is economically feasible and shall be responsible for disbursing the funds to each school, direct service, or special district. These combined claims may be filed only when the county superintendent of schools or the county is the fiscal agent for the districts. All subsequent claims based upon the same mandate shall only be filed in the combined form unless a school district, direct service district, or special district provides to the county superintendent of schools or county and to the~~

1 Controller, at least 180 days prior to the deadline for filing the  
2 claim, a written notice of its intent to file a separate claim.

3 (b) Claims for direct and indirect costs filed pursuant to Section  
4 17561 shall be filed in the manner prescribed in the parameters  
5 and guidelines and claiming instructions.

6 (c) *Claims pursuant to a legislatively determined mandate*  
7 *pursuant to Section 17573 shall be filed and paid in the manner*  
8 *prescribed in the Budget Act or other bill.*

9 *SEC. 6. Section 17572 of the Government Code is repealed.*

10 ~~17572. (a) The commission shall amend the parameters and~~  
11 ~~guidelines for the state-mandated local program contained in~~  
12 ~~Chapter 752 of the Statutes of 1998, known as the Animal Adoption~~  
13 ~~mandate (Case No. 98-TC-11), as specified below:~~

14 ~~(1) Amend the formula for determining the reimbursable portion~~  
15 ~~of acquiring or building additional shelter space that is larger than~~  
16 ~~needed to comply with the increased holding period to specify that~~  
17 ~~costs incurred to address preexisting shelter overcrowding or~~  
18 ~~animal population growth are not reimbursable.~~

19 ~~(2) Clarify how the costs for care and maintenance shall be~~  
20 ~~calculated.~~

21 ~~(3) Detail the documentation necessary to support~~  
22 ~~reimbursement claims under this mandate, in consultation with~~  
23 ~~the Bureau of State Audits and the Controller's office.~~

24 ~~(b) The parameters and guidelines, as amended pursuant to this~~  
25 ~~section, shall apply to claims for costs incurred in fiscal years~~  
26 ~~commencing with the 2005-06 fiscal year in which Chapter 752~~  
27 ~~of the Statutes of 1998 is not suspended pursuant to Section 17581.~~

28 ~~(e) Before funds are appropriated to reimburse local agencies~~  
29 ~~for claims related to costs incurred in fiscal years commencing~~  
30 ~~with the 2005-06 fiscal year pursuant to Sections 1834 and 1846~~  
31 ~~of the Civil Code, and Sections 31108, 31752, 31752.5, 31753,~~  
32 ~~32001, and 32003 of the Food and Agricultural Code, known as~~  
33 ~~the Animal Adoption mandate, local agencies shall file~~  
34 ~~reimbursement claims pursuant to the parameters and guidelines~~  
35 ~~amended pursuant to this section, and the Controller's revised~~  
36 ~~claiming instructions.~~

37 *SEC. 7. Article 1.5 (commencing with Section 17572) is added*  
38 *to Chapter 4 of Part 7 of Division 4 of Title 2 of the Government*  
39 *Code, to read:*

1       Article 1.5. *Legislatively Determined Mandate Procedure*

2  
3       17572. *The Legislature finds and declares all of the following:*

4       (a) *Early settlement of mandate claims will allow the*  
5 *commission to focus its efforts on rendering sound quasi-judicial*  
6 *decisions regarding complicated disputes over the existence of*  
7 *state-mandated local programs.*

8       (b) *Early settlement of mandate claims will provide timely*  
9 *information to the Legislature regarding local costs of state*  
10 *requirements and timely reimbursement to local governments.*

11       (c) *It is the intent of the Legislature to provide for an orderly*  
12 *process for settling mandate claims in which the parties are in*  
13 *substantial agreement. Nothing in this article diminishes the right*  
14 *of a local government that chooses not to accept reimbursement*  
15 *pursuant to this article from filing a test claim with the commission*  
16 *or taking other steps to obtain reimbursement pursuant to Section*  
17 *6 of Article XIII B of the California Constitution.*

18       17573. (a) *Notwithstanding Section 17551, the Department*  
19 *of Finance and local governments may jointly request that the*  
20 *Legislature (1) determine if local governments are entitled to*  
21 *reimbursement of costs mandated by the state as required by*  
22 *Section 6 of Article XIII B of the California Constitution, (2)*  
23 *establish a reimbursement methodology, and (3) appropriate funds*  
24 *for reimbursement.*

25       (b) *The statute of limitations specified in Section 17551 shall*  
26 *be tolled from the date a joint request for a legislatively determined*  
27 *mandate is submitted to the Legislature pursuant to this section,*  
28 *to the date that either the joint request is enacted in the Budget*  
29 *Act for that year or the date on which the Budget Act is enacted if*  
30 *it fails to include the joint request. Each of these dates shall be*  
31 *the date on which the commission receives notice from the*  
32 *Department of Finance pursuant to this section.*

33       (c) *A joint request made under subdivision (a) shall include all*  
34 *of the following:*

35       (1) *Identification of the provisions of the statute or executive*  
36 *order alleged to impose a new requirement on local governments,*  
37 *a reimbursement methodology, and a period of reimbursement.*

38       (2) *A list of eligible claimants and a statewide cost estimate for*  
39 *the initial claiming period and annual dollar amount necessary*

1 to reimburse local governments for costs mandated by that statute  
2 or executive order.

3 (3) Documentation of significant support among affected local  
4 governments for the proposed reimbursement methodology,  
5 including, but not limited to, endorsements by statewide  
6 associations of affected local governments and letters of approval  
7 by a majority of responding affected local governments.

8 (d) A joint request authorized by this section may be submitted  
9 to the Legislature at any time after enactment of a statute or  
10 issuance of an executive order, regardless of whether a test claim  
11 on the same statute or executive order is pending with the  
12 commission. If a test claim is pending before the commission, the  
13 period of reimbursement established by that filing shall apply to  
14 a joint request filed pursuant to this section.

15 (e) If the Legislature determines that the statute or executive  
16 order imposes a mandate for which reimbursement is required by  
17 Section 6 of Article XIII B of the California Constitution, it shall  
18 declare by statute that the requirements of the statute or executive  
19 order are a legislatively determined mandate, specify the period  
20 of reimbursement and formula or methodology for reimbursing  
21 affected local governments, and appropriate funds sufficient for  
22 reimbursement in the Budget Act or other bill.

23 (f) The Legislature may amend the reimbursement methodology  
24 periodically, upon the recommendation of the Department of  
25 Finance, a local government, or other interested party.

26 (g) The Legislature may repeal or modify a legislatively  
27 determined mandate or suspend it pursuant to Section 17581 or  
28 17581.5.

29 (h) The Department of Finance shall notify the commission of  
30 actions taken pursuant to this section, as specified below:

31 (1) Provide the commission with a copy of a joint request when  
32 it is submitted to the Legislature.

33 (2) Notify the commission of the Legislature's action on a joint  
34 request in the Budget Act or of the Legislature's failure to include  
35 a joint request in the enacted Budget Act.

36 (3) Provide the commission with a copy of the final version of  
37 a joint request if modifications are made by the Legislature.

38 (i) Upon receipt of notice from the Department of Finance that  
39 a joint request has been submitted to the Legislature on the same  
40 statute or executive order as a pending test claim, the commission

1 *may stay its proceedings on the pending test claim upon the request*  
2 *of any party.*

3 *(j) Upon enactment of a statute declaring a legislatively*  
4 *determined mandate and sufficient appropriation for*  
5 *reimbursement in the Budget Act or other bill pursuant to this*  
6 *section, both of the following shall apply:*

7 *(1) The commission shall not be required to adopt a statement*  
8 *of decision, parameters and guidelines or statewide cost estimate*  
9 *on the same statute or executive order unless an affected local*  
10 *government that has rejected the amount of reimbursement files*  
11 *a test claim or takes over a withdrawn test claim on the same*  
12 *statute or executive order.*

13 *(2) Local governments accepting payment of costs mandated*  
14 *by the state shall not be required to submit parameters and*  
15 *guidelines pursuant to Section 17557.*

16 *17574. (a) By accepting payment of costs mandated by the*  
17 *state for a legislatively determined mandate, a local government*  
18 *agrees to the following terms and conditions:*

19 *(1) Any unpaid reimbursement claims filed with the Controller*  
20 *pursuant to Section 17561 shall be deemed withdrawn if they are*  
21 *on the same statute or executive order of a legislatively determined*  
22 *mandate and for the same period of reimbursement.*

23 *(2) The payment constitutes full reimbursement of its costs for*  
24 *that mandate for the applicable period of reimbursement.*

25 *(3) The methodology upon which the payment is calculated is*  
26 *an appropriate reimbursement methodology for the next four fiscal*  
27 *years.*

28 *(4) A test claim filed with the commission on the same statute*  
29 *or executive order as a legislatively determined mandate shall be*  
30 *withdrawn.*

31 *(5) A new test claim may not be filed on the same statute or*  
32 *executive order as a legislatively determined mandate unless one*  
33 *of the following applies:*

34 *(A) The state does not appropriate funds adequate to reimburse*  
35 *local governments based on the reimbursement methodology*  
36 *enacted by the Legislature.*

37 *(B) The state fails to make the specified reimbursement payments*  
38 *and does not repeal or suspend the mandate pursuant to Section*  
39 *17581 or 17581.5.*

1     **(b)** Any local government that rejects the amount of  
2     reimbursement in the legislatively determined mandate may file a  
3     test claim with the commission or take over a withdrawn test claim.  
4     No mandate reimbursement on this test claim shall be received by  
5     this local government until the commission process is complete  
6     and funds for reimbursement are appropriated.

7     SEC. 8. Section 17581 of the Government Code is amended to  
8     read:

9     17581. (a) No local agency shall be required to implement or  
10    give effect to any statute or executive order, or portion thereof,  
11    during any fiscal year and for the period immediately following  
12    that fiscal year for which the Budget Act has not been enacted for  
13    the subsequent fiscal year if all of the following apply:

14    (1) The statute or executive order, or portion thereof, has been  
15    determined by the Legislature, the commission, or any court to  
16    mandate a new program or higher level of service requiring  
17    reimbursement of local agencies pursuant to Section 6 of Article  
18    XIII B of the California Constitution.

19    (2) The statute or executive order, or portion thereof, or the  
20    commission's test claim number, has been specifically identified  
21    by the Legislature in the Budget Act for the fiscal year as being  
22    one for which reimbursement is not provided for that fiscal year.  
23    For purposes of this paragraph, a mandate shall be considered to  
24    have been specifically identified by the Legislature only if it has  
25    been included within the schedule of reimbursable mandates shown  
26    in the Budget Act and it is specifically identified in the language  
27    of a provision of the item providing the appropriation for mandate  
28    reimbursements.

29    **(b)** Within 30 days after enactment of the Budget Act, the  
30    Department of Finance shall notify local agencies of any statute  
31    or executive order, or portion thereof, for which operation of the  
32    mandate is suspended because reimbursement is not provided for  
33    that fiscal year pursuant to this section and Section 6 of Article  
34    XIII B of the California Constitution.

35    ~~(b)~~

36    **(c)** Notwithstanding any other provision of law, if a local agency  
37    elects to implement or give effect to a statute or executive order  
38    described in subdivision (a), the local agency may assess fees to  
39    persons or entities which benefit from the statute or executive

1 order. Any fee assessed pursuant to this subdivision shall not  
2 exceed the costs reasonably borne by the local agency.

3 ~~(e)~~

4 *(d)* This section shall not apply to any state-mandated local  
5 program for the trial courts, as specified in Section 77203.

6 ~~(d)~~

7 *(e)* This section shall not apply to any state-mandated local  
8 program for which the reimbursement funding counts toward the  
9 minimum General Fund requirements of Section 8 of Article XVI  
10 of the Constitution.

11 *SEC. 9. Section 17581.5 of the Government Code is amended*  
12 *to read:*

13 17581.5. (a) A school district may not be required to  
14 implement or give effect to the statutes, or portion thereof,  
15 identified in subdivision~~(b)~~ *(c)* during any fiscal year and for the  
16 period immediately following that fiscal year for which the Budget  
17 Act has not been enacted for the subsequent fiscal year if all of  
18 the following apply:

19 (1) The statute or portion thereof, has been determined by the  
20 Legislature, the commission, or any court to mandate a new  
21 program or higher level of service requiring reimbursement of  
22 school districts pursuant to Section 6 of Article XIII B of the  
23 California Constitution.

24 (2) The statute, or portion thereof, or the test claim number  
25 utilized by the commission, has been specifically identified by the  
26 Legislature in the Budget Act for the fiscal year as being one for  
27 which reimbursement is not provided for that fiscal year. For  
28 purposes of this paragraph, a mandate shall be considered to have  
29 been specifically identified by the Legislature only if it has been  
30 included within the schedule of reimbursable mandates shown in  
31 the Budget Act and it is specifically identified in the language of  
32 a provision of the item providing the appropriation for mandate  
33 reimbursements.

34 *(b) Within 30 days after enactment of the Budget Act, the*  
35 *Department of Finance shall notify school districts of any statute*  
36 *or executive order, or portion thereof, for which reimbursement*  
37 *is not provided for that fiscal year pursuant to this section.*

38 ~~(b)~~

39 *(c)* This section applies only to the following mandates:

1 (1) The School Bus Safety I (CSM-4433) and II (97-TC-22)  
2 mandates (Chapter 642 of the Statutes of 1992; Chapter 831 of the  
3 Statutes of 1994; and Chapter 739 of the Statutes of 1997).

4 (2) The School Crimes Reporting II mandate (97-TC-03; and  
5 Chapter 759 of the Statutes of 1992 and Chapter 410 of the Statutes  
6 of 1995).

7 (3) Investment reports (96-358-02; and Chapter 783 of the  
8 Statutes of 1995 and Chapters 156 and 749 of the Statutes of 1996).

9 (4) County treasury oversight committees (96-365-03; and  
10 Chapter 784 of the Statutes of 1995 and Chapter 156 of the Statutes  
11 of 1996).

12 (5) Grand jury proceedings mandate (98-TC-27; and Chapter  
13 1170 of the Statutes of 1996, Chapter 443 of the Statutes of 1997,  
14 and Chapter 230 of the Statutes of 1998).